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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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07/18/2007

Gunter Johler

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04/13/2012

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EXAMINER

VO, TUYET THI

ART UNIT

PAPER NUMBER

2821

MAIL DATE

DELIVERY MODE

04/13/2012

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DETAILED ACTION

Amendment filed 1/17/2012 has been not persuasive due to a new ground rejection provided below.

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 38, 40-44, 61 and 62 are rejected under 35 U.S.C. 102(e) as being participated by Petrucci et al. (US Pat. 7,701,151).

Petrucci discloses a lamp operating device (Figs. 1-4) constructed to operate a lamp, the lamp operating device being operable in one of a plurality of selectable operational modes (col. 2, lines 43-52), wherein the lamp operating device is constructed to receive at least one command for the selection and setting of the operational mode provided by a central control unit (20, col. 2, lines 53-67), and wherein the lamp operating device is also constructed to interpret at least one command provided by a local control unit (32), wherein the

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interpretation of the command provided by the local control unit is based on the operational mode selected and set by the central control unit (col. 4, lines 49-67 and col. 5 and col. 6), to control the lamp, wherein the selection of the operational mode for the lamp operating device includes transmitting an external control command from the central control unit (col. 7, lines 24-65), wherein at least one of the operational modes of the lamp operating device makes possible a dimming of the lamp (col. 6, lines 54-63) and wherein operating the lamp operating device operates the lamp in accordance with a base function when no operational mode, as normal mode, has been selected when an associated mode is not activated (col. 5, lines 35-67 and col. 6, lines 1-12) and wherein the lamp operating device is constructed to operate the lamp independently based on both the operational mode selected and at least one command received from a local control unit (col. 2, lines 65-67).

Citation of pertinent prior art

3. The prior art made of record and not relied upon is considered pertinent to applicants' disclosure. See prior arts/references listed on the PTO-892 form attached.

Correspondence

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Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**.

See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to TUYET VO whose telephone number is (571)272-1830. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Douglas Owens can be reached on 571-272-1662. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571 272 2800.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Tuyet Vo/

Primary Examiner, Art Unit 2821

April 7, 2012